



# Washington Update

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National Alliance for Recovery Residences  
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## PRESENTATION OVERVIEW

- Key Addiction Legislation
- Which Bills and Executive Actions Most Likely to Move?
- Action Ahead
- Electoral Politics and Drug Policy

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## WASHINGTON ENVIRONMENT

- Partisan gridlock over budget, Planned Parenthood
- Significant interest in combatting opioid addiction; but remain in positioning/ credit claiming mode on Hill, recent movement in Administration
- Threat of government shutdown permeating DC landscape, but Boehner resignation moving threat to December
- More focus on opiate dependence and deaths to come
  - CDC guidelines
  - House legislative hearing on 5 addiction bills on 10/8 (naloxone, prescriber education, MAT, synthetics and more)
  - Senate Judiciary Committee hearing on CARA?



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## Key Addiction Legislation

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CARA Provisions That Support Recovery Housing	
Section	Title and Summary
303	<b>National youth recovery initiative:</b> ONDCP may award grants to provide substance use recovery support services, help build communities of support, and encourage initiatives for young people in recovery – authorizes <u>\$3,000,000</u> for FY16 and each of the 5 succeeding fiscal years
304	<b>Building communities of recovery:</b> Funds shall be used to develop, expand, and enhance community and statewide recovery support services; and build connections between recovery networks – authorizes <u>\$5,700,000</u> for FY16 and each of the 3 succeeding fiscal years (each grant shall not exceed \$200,000)
402	<b>Revision of FAFSA form:</b> The Higher Education Act is amended to remove any question about the conviction of an applicant for the possession or sale of illegal drugs from the FAFSA form
403	<b>National Task Force on Recovery and Collateral Consequences:</b> The task force will identify collateral consequences for individuals with Federal or State drug convictions who are in recovery from substance use disorders, and determine whether the collateral consequences unnecessarily delay individuals in recovery from resuming their personal and professional activities.

Issue(s) in Brief	Activity	Status
Prevention, naloxone, & MAT	<a href="#">Administration's FY16 budget request</a>	Administration's request builds on ONDCP's Prescription Drug Abuse Prevention plan. Some of the highlights from the request: <ul style="list-style-type: none"> <li>• \$48 million for prevention</li> <li>• \$12 million for naloxone for first responders</li> <li>• \$13 million for MAT services through state grants</li> </ul>
MAT, naloxone & prescriber education	<a href="#">HHS Plan</a>	HHS released the plan on March 26. It focuses on: <ul style="list-style-type: none"> <li>• Opioid prescribing practices to reduce opioid use disorders and overdose</li> <li>• The expanded use of naloxone, used to treat opioid overdoses</li> <li>• Expanded use of Medication-assisted Treatment (MAT) to reduce opioid use disorders and overdose</li> </ul>

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Issue(s) in Brief	Activity	Status
Naloxone	Opioid Overdose Reduction Act of 2015 ( <a href="#">S. 707/HR1821</a> )	Senate bill introduced by Sen. Markey (D-MA) on March 11 with Senators Ayotte (R-NH) and Kaine (D-VA). Sen. Toomey (R-PA) and Sen. Warren (D-MA) have since signed on.  House bill introduced by Rep. Neal (D-MA) on April 15 with Reps. Guinta (R-NH) and Comstock (R-VA). Reps. Jenkins (R-WV) and Dold (R-IL) have since signed on.
	Stop Overdose Stat (SOS) Act ( <a href="#">S. 1654/HR 2850</a> )	Senate bill introduced by Senators Reed (D-RI) and Durbin (D-IL) on June 23 with Senators Leahy (D-VT), Markey (D-MA), and Whitehouse (D-RI). Senator Schumer (D-NY) and Sen. Warren (D-MA) have since signed on as a cosponsor  House bill introduced by Rep. Edwards (D-MD) with Reps Carney (D-DE), Cartwright (D-PA), Clark (D-MA), Conyers (D-MI), Cummings (D-MD), DeLauro (D-CT), Ellison (D-MN), Foster (D-IL), Keating (D-MA), Lee (D-CA), Lewis (D-GA), Lujan (D-NM), Maloney (D-NY), McGovern (D-MA), Moore (D-WI), Norton (D-DC), O'Rourke (D-TX), Pingree (D-ME), Rangel (D-NY), Rush (D-IL), Ryan (D-OH), Tonko (D-NY), Van Hollen (D-MD), Watson-Coleman and Welch (D-VT) on June 23. There are now 34 + cosponsors.  Amends the PHS Act to require SAMHSA to enter into cooperative agreements to purchase and distribute naloxone and educate the public, first responders, and health professionals on overdose prevention and response.

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Issue(s) in Brief	Activity	Status
Naloxone	<a href="#">Massachusetts Letter</a>	On July 23, Sen. Markey (D-MA) led a Massachusetts delegation letter to Secretary Burwell asking the Administration to increase access to naloxone through co-prescribing.
	<a href="#">HHS announces funding for the Rural Opioid Overdose Reversal (ROOR) Grant Program</a>	On September 17 HHS Secretary Sylvia Burwell announced \$1.8 million to support rural communities in reducing morbidity and mortality related to opioid overdoses. ROOR supports the purchase and placement of naloxone and training for its use by licensed healthcare professionals and emergency responders in rural areas.
Naloxone, MAT, recovery high schools and colleges, alternatives to incarceration	Comprehensive Addiction and Recovery Act ( <a href="#">S524/HR 953</a> )	Senate bill introduced by Sens. Portman (R-OH) and Whitehouse (D-RI) with Sens. Klobuchar (D-MN), Ayotte (R-NH), Coons (D-DE), and Kirk (R-IL) on Feb. 12. Senators Nelson (D-FL), Warren (D-MA), Franken (D-MN), Feinstein (D-CA), Gillibrand (D-NY), Collins (R-ME), Hatch (R-UT), Graham (R-SC) and Baldwin (D-WI) have since signed on as cosponsors.  The hope is that the addition of Sens. Graham and Hatch, both members of the Senate Judiciary Committee, will increase the likelihood that the bill will receive a hearing at the Judiciary Committee.  The House bill was introduced on Feb 12 by Rep. Sensenbrenner (R-WI) with Reps. Ryan (D-OH), Duckworth (D-IL), Chabot (R-OH), Marino (R-PA), Scott (D-VA), and Joyce (R-OH). Reps. Guinta (R-NH), Sarbanes (D-MD), Tsongas (D-MA), Dent (R-PA), Kuster (D-NH), Tonko (D-NY), Norcross (D-NJ), Clark (D-MA), Zeldin (R-NY), Cartwright (D-PA) Cicilline (D-RI), Lance (R-NJ), Nolan (D-MN), Meehan (R-PA), Fitzpatrick (R-PA), Comstock (R-VA), Heck (R-NV), and Stivers (R-OH) have since signed on as cosponsors.

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Issue(s) in Brief	Activity	Status
MAT	Opioid Addiction Treatment Modernization Act ( <a href="#">HR 2872</a> )	Introduced by Rep. Bucshon (R-IN) with Rep. Womack (R-AR) on June 24.
	<a href="#">FDA Meeting on NAS Risk Communications</a>	June 8-9. RCAC discussed approaches to communicating information about fetal effects in product labeling for methadone or buprenorphine maintenance therapy for opioid addiction, and about the maternal benefits and risks of treatment, to best enable patients and healthcare providers to make informed decisions about the use of these drugs during pregnancy.
Drug Disposal	<a href="#">DEA Take-back Day Letter</a>	On May 20, Senator Markey (D-MA) led a letter signed by Sens. Schumer (D-NY), Hatch (R-UT), Feinstein (D-CA), Grassley (R-IA), Brown (D-OH), Capito (R-WV), Manchin (D-WV), Ayotte (R-NH) and Warren (D-MA) to the DEA asking them to resume prescription drug take back days.
General on opioid misuse and overdoses	<a href="#">Markey/McConnell Surgeon General Letter</a>	On May 19, Senator Markey (D-MA) and Majority Leader McConnell (R-KY) sent a letter to the Surgeon General asking him to issue a report and call to action on prescription drug and heroin abuse
	House Energy and Commerce Committee Oversight and Investigations Subcommittee hearings	The Subcommittee held 4 hearings this spring on the opioid misuse and overdose epidemic ( <a href="#">March 26</a> , <a href="#">April 23</a> , <a href="#">May 1</a> , and <a href="#">May 21</a> )  Subcommittee Chair Murphy (R-PA) and Ranking Member DeGette (D-CO) may work on a bill later this fall to address the epidemic
Buprenorphine Prescribing	<a href="#">TREAT Act (S1455/HR2536)</a>	Senate bill introduced by Senator Markey (D-MA) on May 22 with Senators Paul (R-KY), Feinstein (D-CA), Durbin (D-IL), Hirono (D-HI), Brown (D-OH) and Baldwin (D-WI). Sen. Franken (D-MN) has also signed on as a cosponsor of the legislation.  House bill introduced by Rep. Higgins (D-NY) on May 21 with Reps. Hanna (R-NY), Tonko (D-NY), and Katko (D-NY). Reps. Cohen (D-TN) and Gibson (R-NY) have also signed on as cosponsors.

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Issue(s) in Brief	Activity	Status
PDMPs, SBIRT training grants, Naloxone (OTC), drug disposal, prescriber education, buprenorphine prescribing	Increasing the Safety of Prescription Drug Use Act ( <a href="#">S636</a> )	Introduced by Sen. Udall (D-NM) on March 3. Senator Franken (D-MN) is also a cosponsor of the legislation.
Best prescribing practices, naloxone, PDMPs, Public Education	Heroin and Prescription Opioid Abuse Prevention, Education and Enforcement Act ( <a href="#">S1134/HR 2805</a> )	Senate bill introduced by Senators Ayotte (R-NH) and Donnelly (D-IN) on April 29  House bill introduced by Reps. Brooks (R-IN) and Kennedy (D-MA) with Reps. Carson (D-IN), Walorski (R-IN), Whitfield (R-KY), and Messer (R-IN) on June 17. Rep. Kuster (D-NH) has since signed on as a cosponsor.  Would assemble an inter-agency task fro to develop best practices for pain mgmt., authorizes \$9m annually through 2020 for PDMPs, requires HHS to promote public awareness of Rx opioid abuse, and authorizes grants for demo programs to allow trained first responders to administer naloxone.
PDMPs	National All Schedules Prescription Electronic Reporting Reauthorization Act ( <a href="#">S480/HR1725</a> )	Senate bill introduced on Feb. 12 by Sen. Shaheen (D-NH) with Sens. Toomey (R-PA), Durbin (D-IL), Sessions (R-AL), Brown (D-OH), Feinstein (D-CA), Gillibrand (D-NY), Manchin (D-WV), Markey (D-MA), Schumer (D-NY), and Warren (D-MA).  House bill passed by voice vote on September 8. The bill was introduced by Rep. Whitfield (R-KY) on March 26 with Reps. Kennedy (D-MA), Bucshon (R-IL) and Pallone (D-NJ). Reps. Burgess (R-TX), Clark (D-MA), McGovern (D-MA), Bilirakis (R-FL), Johnson (R-OH), and Matsui (D-CA) have since signed on as cosponsors of the legislation.
	Prescription Drug Accountability Act ( <a href="#">HR 2046</a> )	Introduced by Rep. Duffy (R-WI) on April 28. Reps Sensenbrenner (R-WI), Ribble (R-WI), Kind (D-WI), Moore (D-WI), Pocan (D-WI), Ryan (R-WI), and Grothman (R-WI) have signed on as cosponsors of the legislation.

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Issue(s) in Brief	Activity	Status
Neonatal Abstinence Syndrome	Protecting our Infants Act ( <a href="#">S799/HR1462</a> )	Senate bill introduced by Sen. McConnell (R-KY) and Sen. Casey (D-PA) on March 19. Sens. Ayotte (R-NH), Portman (R-OH), Isakson (R-GA), Baldwin (D-WI), Whitehouse (D-RI), Corker (R-TN), Brown (D-OH), Coons (D-DE), Gillibrand (D-NY), Capito (R-WV), Fischer (R-NE), Vitter (R-LA) and Boozman (R-AR) have signed on as a cosponsors of the legislation.  House bill passed by voice vote on Sept. 8. Was introduced on March 19 by Rep. Clark (D-MA) and Rep. Stivers (R-OH). The bill now has 72 cosponsors. Full list available <a href="#">here</a> .  The bill was the subject of a hearing at the House Energy and Commerce Committee Health Subcommittee on June 25.
Prescriber Education	Jason Simcakowski Memorial Opioid Safety Act ( <a href="#">S1641</a> )	Senator Baldwin (D-WI) introduced the legislation with Senators Capito (R-WV), Blumenthal (D-CT), Brown (D-OH), Hirono (D-HI), Johnson (R-WI), Kaine (D-VA), Manchin (D-WV), Markey (D-MA), Moran (R-KS), Murray (D-WA), Sanders (I-VT), and Tester (D-MT) on June 22.  The Senate Veterans Affairs Committee held a hearing on the bill on June 24.  Rep. Ryan (D-OH) is interested in introducing a House companion.
	Safe Prescribing of Controlled Substances Act ( <a href="#">S1392</a> )	Introduced by Sen. Markey (D-MA) on May 20.
Consumer education, prescriber education, MAT, mortality reporting, abuse under Medicare Part D	Prescription Drug Abuse Prevention and Treatment Act of 2015 ( <a href="#">S. 1431</a> )	Introduced by Sen. Manchin (D-WV) on May 21 with Senator King (I-ME) and Moore (R-WV), Sen. McCaskill (D-MO) signed on 9/9.

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Issue(s) in Brief	Activity	Status
Prescription Drug Abuse in the Medicare Program	Medicare Patient Safety and Drug Abuse Prevention Act ( <a href="#">HR 2298</a> )	Introduced by Rep. Bilirakis (R-FL) on May 13 with Rep. Lujan (D-NM) and Rep. Long (R-MO). Rep. Rogers (R-KY) has signed on as a cosponsor of the legislation.
	Draft Bill: Stopping Medication Abuse and Protecting Seniors Act	Bill being developed by Sens. Toomey (R-PA), Carper (D-DE), Brown (D-OH) and Portman (R-OH).
Drug Deterrent Formulations	Stop Tampering of Prescription Pills Act ( <a href="#">HR 2335</a> )	Introduced by Rep. Keating (D-MA) on May 14 with Rep. Rogers (R-KY), Rooney (R-FL), Lynch (D-MA), Aderholt (R-AL), Buchanan (R-FL), Kennedy (D-MA), McGovern (D-MA) and Schakowsky (D-IL). Rep Clark (D-MA) has since signed on as a cosponsor of the legislation.

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PARITY LEGISLATION		
Issue(s) in Brief	Activity	Status
Medicaid	Proposed Rule	-The Administration released a Medicaid parity proposed rule in April 2015.
Disclosure	Helping Families in Mental Health Crisis Act ( <a href="#">HR 2646</a> )	-Introduced by Rep. Murphy (R-PA) on June 4 with Reps. Johnson (D-TX), Buchanan (R-FL), Diaz-Balart (R-FL), Bilirakis (R-FL), Dold (R-L), Guinta (R-NH), Walters (R-CA), Ellmers (R-NC), Denham (R-CA), Miller (R-MI), Hastings (D-FL), Calvert (R-CA), Nunes (R-CA), Hunter (R-CA), Blumenauer (D-OR) and Simena (D-AZ). The bill currently has 56 cosponsors in total; full list available <a href="#">here</a> . -The bill was the subject of a <a href="#">hearing</a> at the House Energy and Commerce Committee Health Subcommittee on June 16 -Among other provisions, the bill requires the Agencies to release reports on federal investigations on parity compliance.
	Mental Health Awareness and Improvement Act of 2015 ( <a href="#">S.1893</a> )	Sen. Murphy (D-CT) and Sen. Cassidy (R-LA) along with Sen. Murray (D-WA), Sen. Enzi, (R-WY), Sen. Franken (D-MN), Sen. Isakson (R-GA), Sen. Bennet (D-CO), Sen. Kirk, (R-IL), Sen. Baldwin (D-WI), Sen. Roberts (R-KS), Sen. Ayotte (R-NH), Sen. Blumenthal (D-CT), Sen. Wicker (R-MS), Sen. Casey (D-PA), Sen. Udall (D-NM), Sen. Durbin, Richard (D-IL), Sen. Mikulski (D-MD), Sen. Heitkamp (D-ND) introduced the bill on 7/29/15.

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### Comprehensive Addiction and Recovery Act of 2015 (CARA) (S. 524/H.R. 953)

- Expands prevention and educational efforts—particularly aimed at teens, parents and other caretakers, and aging populations—to prevent the abuse of opioids and heroin and to promote treatment and recovery.
- Expands the availability of naloxone to law enforcement agencies and other first responders to help in the reversal of overdoses to save lives.
- Expands resources to identify and treat incarcerated individuals suffering from addiction disorders promptly by collaborating with criminal justice stakeholders and by providing evidence-based treatment.
- Expands disposal sites for unwanted prescription medications to keep them out of the hands of our children and adolescents.
- Launches an evidence-based opioid and heroin treatment and interventions program.
- Strengthens PDMPs to help states monitor and track prescription drug diversion and to help at-risk individuals access services.

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## EXECUTIVE BRANCH ACTION TO ADDRESS OPIOID EPIDEMIC

- HHS Sec. Burwell announced \$1.8 million in rural naloxone funding in September
- The Office of National Drug Control Policy (ONDCP) provided \$2.5 million to hire public safety and public health coordinators in five states to focus on treatment rather than incarceration
- ONDCP provided \$100 million in July for MAT to 11 states
- \$133 million in FY2016 budget for updated prescriber guidelines increasing use of naloxone and expanding MAT



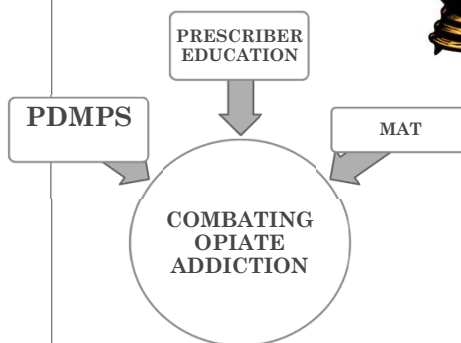
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## CRYSTAL BALL



### *Most Support on the Hill:*

- Greater use of PDMPs
- ↑ Prescriber Education
- ↑ Access to Naloxone
- ↑ Access to Addiction Medications
- Path Forward Remains Elusive but Consensus Between Congress and Administration is Clear



### *Most Support in Administration:*

- Naloxone
- MAT
- Prescriber Guidelines

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## Possible Action Ahead



- Review FDA approval of OxyContin for kids? – Fall on Capitol Hill
- Dr. Oz shows on addiction – late September-October
- CDC scheduled to complete prescribers guidelines, ready for January 2016 release – November
- Hearing on CARA – Senate Judiciary Committee? Including funding for recovery supports??
- Markup of mental health bills – will SUD be included?

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## A Look at the Campaign Trail and the Politics of Drugs



### **Hillary Clinton**

10 year, \$10 billion initiative to combat addiction includes greater access to naloxone, MAT & continuum of care for addiction and full implementation and enforcement of parity, among other things



### **Carly Fiorina & Jeb Bush** *Personal Experience Matters*



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